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11 Attorneys for Plaintiff and Proposed Class
 12 Counsel

13 **UNITED STATES DISTRICT COURT**
 14 **SOUTHERN DISTRICT OF CALIFORNIA**

15 JESSICA MANNER, an individual,
 16 on behalf of herself and all others
 17 similarly situated,

16 Plaintiff,

17 v.

18 GUCCI AMERICA, INC., a New
 19 York Corporation; and DOES 1
 20 through 50, inclusive,

21 Defendant.

Case No.: 3:15-cv-00045-BAS-WVG

CLASS ACTION

**NOTICE OF MOTION AND JOINT
 MOTION FOR PRELIMINARY
 APPROVAL OF CLASS ACTION
 SETTLEMENT**

Hearing Date:

**NO ORAL ARGUMENT UNLESS
 REQUESTED BY THE COURT**

Judge: Hon. Cynthia Bashant
 Courtroom: 4B, 4th Floor – Schwartz

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 23(e), Plaintiff Jessica Manner and Defendant Gucci America, Inc., will and hereby do move this Court for an order granting preliminary approval of the Settlement reached by the Parties, and to enter the [Proposed] Order Preliminarily Approving Class Action Settlement, which is attached as Exhibit A to the concurrently submitted Settlement Agreement, and (1) grant preliminary approval of the Settlement reached by the Parties, (2) provisionally certify the Class, (3) preliminarily designate Plaintiff Jessica Manner as the Class Representative, (4) appoint Thomas J. O'Reardon II of Blood Hurst & O'Reardon, LLP and Todd D. Carpenter of Carpenter Law Group as Class Counsel for the Class, (5) approve the Parties' proposed form, method, and schedule for disseminating Class Notice to the Class, (6) establish deadlines for the Class Members to object to, or request exclusion from the Settlement, and (7) set a date for the Final Approval Hearing.

This joint motion is based upon this notice, the memorandum of points and authorities submitted herewith, the Declaration of Thomas J. O'Reardon II, the Declaration of Todd D. Carpenter, upon all papers and pleadings on file herein, and further evidence and argument as the Court may choose to entertain.

Respectfully submitted,

Dated: July 31, 2015

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Case No. 3:15-cv-00045-BAS-WVG

NOTICE OF MOTION AND JOINT MOTION FOR PRELIMINARY APPROVAL

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*Attorneys for Plaintiff and Proposed
Class Counsel*

Dated: July 31, 2015

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ECF CERTIFICATION

The filing attorney attests that he has obtained concurrence regarding the
filing of this document from the signatories to this document.

Dated: July 31, 2015

BLOOD HURST & O'REARDON, LLP

By: s/ *Thomas J. O'Reardon II*
THOMAS J. O'REARDON II

CERTIFICATE OF SERVICE

I hereby certify that on July 31, 2015, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on July 31, 2015.

s/ Thomas J. O'Reardon II

THOMAS J. O'REARDON II

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